

1 THE HONORABLE BARBARA J. ROTHSTEIN

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7 **U.S. DISTRICT COURT**
8 **FOR THE WESTERN DISTRICT OF WASHINGTON**
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10 DAVID GARRET and TLJ, LLC,

11 Plaintiffs,

12 v.

13 MATERIA GROUP LLC, MATERIA
14 GROUP, INC., DEREK MULLER,
15 ANTHONY BERGIN, WILLIAM
16 POWELL, JOHN MOTTA and JOSEPH
MOTTA,

17 Defendants.
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Case No. 2:19-cv-01129-BJR

ORDER RE BREACH OF THE
SETTLEMENT AGREEMENT

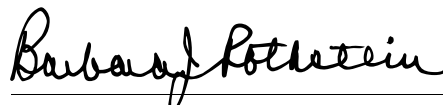
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20 DAVID GARRET and TLJ, LLC, (Plaintiffs) entered into a Settlement Agreement with
21 Materia Group, Inc and its predecessor in interest, Materia Group, LLC. This Court entered the
22 Settlement Agreement on the record and retained jurisdiction until June 30, 2022. Materia Group,
23 Inc. was to pay \$ 30,000.00 on or before April 1, 2021. Materia Group, Inc. also was to pay
24 \$20,000.00 over a period of one year in a structured amount.
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1 Materia Group, Inc. failed to pay the \$30,000.00 by April 1, 2021. The Settlement
2 Agreement calls for a penalty of \$200.00 for non-payment and there is an acceleration clause of
3 all outstanding amounts.

4 Based on the representation of Plaintiffs' counsel, and an absence of objection by
5 Defendants, this Court finds that Materia Group, Inc. is in material breach of the Settlement
6 Agreement and all sums are accelerated with a total amount due of \$50,000.00 with a contractual
7 non-payment fee of \$200.00.
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9 Therefore, this Court enters judgment in favor of Plaintiffs, DAVID GARRET and TLJ,
10 LLC, jointly and severally, in the amount of \$ 50,200.00 with interest to run from the data of the
11 breach on April 1, 2021.

12 Dated this 12th day of May, 2021.
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16 Barbara Jacobs Rothstein
17 U.S. District Court Judge
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